

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2017-72-T - ORDER NO. 2017-329

MAY 26, 2017

IN RE: Petition of the Office of Regulatory Staff to)	ORDER REVOKING
Revoke Certificates of Public Convenience)	CERTIFICATES
and Necessity of Certain Motor Carriers for)	
Failure to File Annual Reports and/or Gross)	
Receipts 2016)	

This matter comes before the Public Service Commission of South Carolina (“Commission”) under the authority of S.C. Code Ann. §§ 58-23-10 *et seq.* and 58-4-10 *et seq.* on the Petition of the Office of Regulatory Staff (“ORS”) to revoke the Certificates of Public Convenience and Necessity of certain motor carriers for failure to file annual reports and/or gross receipts forms. ORS’s Petition was submitted to the Commission on March 9, 2017. Included in the Petition were two Exhibits: Exhibit A indicated motor carriers out of compliance for failure to file annual reports¹, and Exhibit B which indicated motor carriers out of compliance for failure to file gross receipts forms². A hearing was held on May 17, 2016.

At the hearing, Thomas McGill of ORS’s Safety, Transportation, and Emergency Response Division testified that certain carriers certificated by the Commission remained out of compliance for not having filed annual reports and/or gross receipts forms with the ORS as allowed by S.C. Code Ann. Regs. 103-231 and S.C. Code Ann. § 58-4-60,

¹ Hearing Exhibit 1

² Hearing Exhibit 2

respectively. In support of McGill's position, ORS offered revised lists of those carriers that remained out of compliance at the time of the hearing.³ McGill testified that ORS notified these carriers of their non-compliance by certified mail. However, none of the carriers appeared at the hearing.

The Commission finds that ORS's Petition against those carriers who were in compliance with annual reports and/or gross receipts forms requirements at the time of the hearing should be dismissed. The Commission also finds that the Certificates of those carriers who remained out of compliance with the annual report and/or gross receipts forms requirements at the time of the hearing, as indicated by the revised lists submitted as evidence by ORS, should be revoked and cancelled under the authority of S.C. Code Ann. § 58-23-320.

IT IS THEREFORE ORDERED:

The Certificates of Public Convenience and Necessity held by those non-compliant motor carriers in the revised lists submitted by ORS at the hearing, which are attached to this Order as Order Exhibit 1, are revoked and cancelled. All operating rights of these carriers are null and void. Additionally, ORS's Petition against those carriers who are now in compliance is dismissed.

³ The revised Exhibit A was marked as Hearing Exhibit 3, and the revised Exhibit B was marked as Hearing Exhibit 4.

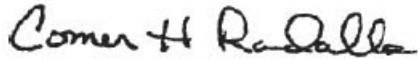
This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:



Swain E. Whitfield, Chairman

ATTEST:



Comer H. Randall, Vice Chairman

Revised Exhibit A
Docket No. 2017-72-T
Carriers Out of Compliance for Failure to File Annual Reports 2016

May 17, 2017



#	Company Name	DBA	Certificate Type	Address	City	State	Zip	Docket #	Order #	Date Certified	Secretary of State Standing
1	Kenneth R. Hughes	Hughes Haul	Class E HHG	713 Lanyon Lane	Spartanburg	SC	29301	2014-101-T	2014-547	7/1/2014	NA
2	RD Companies, Inc.	Affordable Moving Solutions	Class E HHG	4244-B Scott Street	North Charleston	SC	29405	2014-33-T	2014-803	10/17/2014	Forfeited

Revised Exhibit B
Docket No. 2017-72-T
Carriers Out of Compliance for Failure to File Gross Receipts

May 17, 2017



#	Company Name	DBA	Certificate Type	Address	City	State	Zip	Docket #	Order #	Date Certified	Secretary of State Standing
1	Kenneth Ellis	Southern Affordable Movers	Class E HHG	636 Long Point Road Unit G7	Mt. Pleasant	SC	29464	2015-150-T	2015-566	9/1/2015	NA
2	Kenneth R. Hughes	Hughes Haul	Class E HHG	713 Lanyon Lane	Spartanburg	SC	29301	2014-101-T	2014-547	7/1/2014	NA
3	RD Companies, Inc.	Affordable Moving Solutions	Class E HHG	4244-B Scott Street	North Charleston	SC	29405	2014-33-T	2014-803	10/17/2014	Forfeited